

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>RESPONSE TO OFFICE ACTION</b>	Serial Number	10/790,319
	Filing Date	March 1, 2004
	Title	Aural Treatment System and a Method of Using the Same
	Named Inventor	Gerald W. Kearby
	Examiner	Emily M. Lloyd
	Art Unit	3736
	Attorney Docket	P-2389

Mail Stop Amendment  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 18, 2008

**RESPONSE TO RESTRICTION REQUIREMENT**

In response to the Office Action dated March 18, 2008, in which the Examiner required restriction of the referenced patent application to a single invention, Applicants elect Group IV, which includes Claims 32-33 and 39, drawn to sensing electrical signals of the user's brain, classified in class 600, subclass 544, without traverse.

If the Examiner has any questions or comments with respect to the present application, the Examiner is respectfully invited to telephone the undersigned at (510) 336-1100.

Respectfully submitted,

*/James D. Ivey/*

James D. Ivey  
Attorney for Applicant  
Reg. No. 37,016

LAW OFFICES OF

**JAMES D. IVEY**

11<sup>TH</sup> FLOOR, TRIBUNE TOWER

409 13<sup>TH</sup> STREET

OAKLAND, CALIFORNIA 94612-2607

VOICE: (510) 336-1100

FACSIMILE: (510) 336-1122